GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Home Department - Cases against Heavenly Interdenominal Mission (HIM)Trust – **Attachment of movable properties** – Under Section 3 of the Andhra Pradesh Protection of Depositors of Financial Establishments Act, 1999 – Ad-Interim orders-Issued.

HOME (GENERAL. A) DEPARTMENT

G.O.MS.No. 121 **Dated: 21-07-2017**
Read the following:-

1) G.O. Ms.No.193, Home (Genl. B) Department, dated 23.08.2001.
2) From the Additional Director General of Police, Crime Investigation Department, Andhra Pradesh, Vijayawada, C.No.5908/C.12/CID-AP/ 2017, dated 10.05.2017.

*****

O R D E R:

In the G.O 1st read above, to safeguard the interests of the depositors, Government have appointed the Additional Director General of Police, Crime Investigation Department or Inspector General of Police, Crime Investigation Department as the case may be as "Competent Authority" under sub-section (1) of section 4 of the Andhra Pradesh Protection of Depositors of Financial Establishments Act, 1999 (Andhra Pradesh Act No.17 of 1999) to exercise control over the properties attached by the Government under section 3 of the said Act.

2. The Additional Director General of Police, Crime Investigation Department (CID) has stated that one Melingi Prabhakaran @ John Prabhakar S/o Elaiah, Dr.Bheemaraonagar, Pattabhiram, Chennai, Tamilnadu State established one Trust namely Heavenly Interdenominal Mission (HIM) Trust in the year 2006. The Trust collected deposits from the gullible section of people by promising them that their amounts would be doubled within a short period of 11 months. But the Trust failed to repay the amount to the depositors after the maturity period. Basing on a complaint of victim Sri Bethapudi Veeraiah of Edara Village, Agiripalli Mandal, Krishna District, a case in Cr.No.145/2011 u/sec 406, 420 IPC and Sections 3 & 5 of Andhra Pradesh Protection of Depositors of Financial Establishments Act,1999 was registered at Agiripalli P.S., Krishna District and later on, taken over by CID for further investigation.

3. He has also stated that the investigation made so far revealed that the accused Melingi Prabhakaran @ John Prabhakar (A2) established Heavenly Interdenominal Mission (HIM) Trust at No.83, Dr. Beemarao Nagar, Pattabhiram, Chennai in the year 2006 with a Deed of Declaration of Trust registered vide Doc.No.2971/2006, Dt.11.09.2006 of Sub-Registrar, Avadi District, Tamilnadu State, which is a non-profit and Non-Government Organization for serving and up-liftment of the weaker sections. As per the supplementary Trust Deed vide Doc.No.196/2011 Dt:02-02-2011 at Avadi, Chennai, (1) Melingi Prabhakaran (A2) is the **Managing Trustee**; (2) Melingi Sukunya (A3) is the **Managing Treasurer;** (3) Thota Sreenivasulu (A4) is newly inducted **Trustee;** (4) Melingi Hosea (A5) is newly inducted **Trustee** and (5) Gollapalli Krupakar (A6) is newly Inducted **Trustee**.

4. He has further stated that the Managing Trustee of HIM Trust Melingi Prabhakaran @ John Prabhakar S/o Elaiah introduced Monthly pension scheme. He himself and the Trustees instigated the Sub-Agents/Pastors who in-turn instigated their local public to join the monthly pension scheme in the guise of a Trust and collected deposits from public unauthorisedly without the permission of RBI. The member, who joined the monthly free pension scheme of HIM Trust, Chennai through the pastors of their local churches, formed as a team, motivated the villagers to join in this scheme, has to deposit Rs.1050/-(for each ID), thereby the Trust will pay the monthly instalments in the name of free pension of Rs.270 –

Rs.300 for each ID for 1st and 2nd months. The remaining 9 months, the Trust will pay Rs.540 – Rs.600. Hence the member will get six times to the amount deposited. The investigation revealed that a total of 67 pastors had collected such deposits for the Trust and all of them have been made as accused persons. The accused persons had procured movable properties from the deposits collected as shown in the Annexure-I.

5. He has stated that a single charge sheet was filed in Cr.No.65/2011 of Bitragunta Police Station, SPSR Nellore District after clubbing 33 cases being investigated by C.I.D., A.P. (including Cr.No.145/2011) on 25-05-2016 on the file of Prl. District & Sessions Judge Court, Nellore vide C.F.No. 853/2016, as per the orders of Hon'ble High Court for clubbing of all charge sheets into a single one.

6. He has also stated that the Heavenly Interdenominal Mission (HIM) Trust collected an amount of Rs.98,18,06,820/- from 69,876 depositors in Andhra Pradesh and gave only Rs.25,33,02,714/- as monthly pension amounts and nearly Rs.72,85,04,106/- was misappropriated by converting into their own property, in flagrant violation of entrustment made by the depositors, purchased properties on their names. Thus, the accused cheated the depositors. At the time of arrest, the I.O. physically found and seized Rs.4,00,000/- from the possession of A-15 Gollapalli Vengaiah @ Kondaiah and Rs.23,00,000/- from the possession of A-24 Devasahayam James Vincent on 23-08-2015 and deposited in the Hon'ble Court of District Sessions Judge, Machilipatnam, Krishna District, vide C.P.No.3/2015. The Hon'ble Court deposited the cash in Vijaya Bank, Machilipatnam and obtained F.D.Rs.137503 & 137504 in the name of Hon'ble District Judge, Krishna, Machilipatnam respectively as shown in the Annexure-I.

7. The Additional Director General of Police, CID has therefore, requested to issue ad-interim orders in respect of the movable properties of Heavenly Interdenominal Mission (HIM)Trust and authorizing him as Competent Authority u/s 3 of A.P. Protection of Depositors of Financial Establishments Act, 1999 in respect of above said properties, to file an application before the court concerned to make the orders absolute.

8. In the circumstances reported by the Additional Director General of Police, Crime Investigation Department, Andhra Pradesh, Government have examined the matter carefully in the light of the provisions of Andhra Pradesh Protection of Depositors of Financial Establishments Act, 1999 and hereby issue an ad-interim order under Section 3 of the said Act, for attachment of properties in respect of Heavenly Interdenominal Mission (HIM) Trust as per Annexures I to this order, to protect the interests of the depositors of the said defaulted financial establishment.

9. The Additional Director General of Police, Crime Investigation Department, Andhra Pradesh, is authorized as Competent Authority to file an affidavit in the concerned Court to make the present order absolute for attachment of properties.

10. The Additional Director General of Police, Crime Investigation Department, Andhra Pradesh, being the Competent Authority is requested to take necessary further action in the matter accordingly as per the provisions of the said Act and the rules made thereunder, following due procedure and send compliance report to the Government.

11. This order is available on internet and can be accessed at address www.goir.ap.gov.in.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Additional Director General of Police, Crime Investigation Department,
Andhra Pradesh, Vijayawada.
Copy to:

The O.S.D. to Dy .C. M (Home)
The P.S. to M (Finance)
The Director General of Police,
Andhra Pradesh, Vijayawada.
The Commissioner & Inspector General of Registration and Stamps, Andhra Pradesh, Vijayawada.
The PS to Principal Secretary to Government, Home Department.
The Law(C) Department.
The concerned shown in the annexure through Additional Director General of Police, Crime Investigation Department, Vijayawada.
The Financial Experts Committee on Ponzy Schemes in Andhra Pradesh (through Additional Director General of Police, CID), Hyderabad.
The Collector & District Magistrate, Krishna District.
The SF/SC.

//FORWARDED : : BY ORDER//

SECTION OFFICER

ANNEXURE (Annexure to G.O. Ms. No.121 , Home (General. A) Department, dated 21.07.2017

STATEMENT OF MOVABLE PROPERTY OF HEAVENLY INTERDENOMINAL MISSION (HIM) TRUST

Sl. No.	Name of the Title Holder	Name of the accused relationship with the title holder	Amount in Cash Rs.	Nature of Property
(1)	**(2)**	**(3)**	**(4)**	**(5)**
1	**A-15** Gollapalli Kondaiah @ Vengaiah, S/o.Ramaiah, 53 Yrs, D.No.60/2, By the Side of Telugu Baptist Church, 1st Lane, Kamaraju Nagar, Ramalingapuram, Avadi, Chennai, Tamilnadu State.	**A-15** Gollapalli Kondaiah @ Vengaiah	Rs.4,00,000/-	Cash deposited in the Court of Hon'ble District Sessions Judge, Krishna, Machilipatnam vide C.P. No.03/2015. The Court deposited the cash in Vijaya Bank, Machilipatam vide FDR No.137504 in the name of Hon'ble District Judge, Krishna, Machilipatnam.
2	**A-24** Devasahayam James Vincent, No.5, Thamarai Street, Thiruvalluvar Nagar, Kamaraju Nagar Post, Avadi, Chennai, Tamilnadu State	**A-24** Devasahayam James Vincent	Rs.23,00,000/-	Cash deposited in the Court of Hon'ble District Sessions Judge, Krishna, Machilipatnam vide C.P. No.03/2015. The Court deposited the cash in Vijaya Bank, Machilipatnam vide FDR No.137503 in the name of Hon'ble District Judge, Krishna, Machilipatnam.

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED : : BY ORDER//

SECTION OFFICER